

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

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ROBERT R. DICKSON
CLERK, U.S. DISTRICT COURT
W.D. OF TN, MEMPHIS

LUTRICIA BARNETT BUCKLEY, et al.,

Plaintiffs,

Case No.: 03-2874 D P

v.


CITY OF MEMPHIS, et al.,

Defendant.

ORDER DENYING MOTION TO RECONSIDER

Before the Court is Defendant Officers' motion seeking to have the Court reconsider its March 23 order setting aside the Magistrate Judge's order and withdrawing the reference. Upon review of the motion and response filed in opposition thereto, the Court finds that Defendants have not established cause to grant relief. Accordingly, based on applicable case law and rules, and upon consideration of the entire record, Defendants' motion to reconsider is DENIED. The Court hereby reaffirms its order of March 23, 2005, finding that the affidavits should not be stricken, and should be considered in evaluating the propriety of summary judgment.

IT IS SO ORDERED this 25 day of April, 2005.


BERNICE BOUIE DONALD
UNITED STATES DISTRICT JUDGE

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(131)



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Honorable Bernice Donald
US DISTRICT COURT